



LEROY D. BACA, SHERIFF

County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169



A Tradition of Service

October 23, 2012

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

Dear Supervisors:

**APPROVAL OF ANNUAL EQUITABLE SHARING AGREEMENTS
AND CERTIFICATIONS FOR FEDERALLY FORFEITED PROPERTY
(ALL DISTRICTS) (3 VOTES)**

SUBJECT

In order to comply with Federal guidelines for the sharing of Federally forfeited property, the Sheriff of Los Angeles County (County) must execute an annual Equitable Sharing Agreement and Certification (Agreement and Certification) as a prerequisite to the distribution of equitably shared funds and property. The Agreement and Certification must be signed by the Sheriff and the Board Chair.

IT IS RECOMMENDED THAT THE BOARD:

Authorize the Chairman of the Board to sign the attached Agreement and Certification for equitable sharing of Federally forfeited property.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Counties and certification task forces are required to annually submit an Agreement and Certification report as a prerequisite to receiving any asset forfeiture revenues equitably shared by the Federal government.

Federally shared asset forfeiture revenues, received as a result of the Los Angeles County Sheriff's Department's (Department) law enforcement actions, are deposited in the Department's Narcotics Enforcement Special Fund. This fund supports various programs directed toward enforcement of laws governing controlled substances.

Federally shared asset forfeiture revenues received as a result of the Taskforce for Regional Autotheft Prevention (TRAP) are deposited in the Vehicle Theft Prevention Fund, which is administered by the Department. Federal regulations require task forces receiving in excess of \$10,000 to file such reports. TRAP received in excess of \$10,000 of forfeited assets.

Implementation of Strategic Plan Goals

This request conforms to Los Angeles County Strategic Plan Goal 1, Operational Effectiveness; and Goal 3, Integrated Services Delivery, by maximizing opportunities to measurably improve client and community outcomes and leverage resources through the continuous integration of health, community, and public safety services.

FISCAL IMPACT/FINANCING

Anticipated asset forfeiture revenues are included in the Fiscal Year 2012-13 adopted budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Federal regulations require participants in the Federal Equitable Sharing Program to have the Chair of their governing body sign the attached documents.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Approval of this request will allow for the uninterrupted receipt of revenue anticipated in the adopted budget. No other County departments are impacted by this request.

CONCLUSION

Upon Board approval, please return a certified copy of the adopted Board letter and an original signed copy of the Agreement and Certification to the Department's Administrative Services Division.

Sincerely,



LEROY D. BACA
Sheriff

LDB:ER:dal

Enclosures

Summary of Shared Monies Spent		Justice Funds	Treasury Funds
a	Total spent on salaries for new, temporary, not-to-exceed one year employees Refer to § VIII.A.2.a.3 of the <i>Justice Guide</i>	\$0.00	
b	Total spent on overtime	\$277,473.34	
c	Total spent on informants, "buy money," and rewards	\$233,600.00	
d	Total spent on travel and training	\$17,110.68	
e	Total spent on communications and computers	\$979,995.24	
f	Total spent on weapons and protective gear	\$524,675.43	
g	Total spent on electronic surveillance equipment	\$2,102,761.14	
h	Total spent on buildings and improvements	\$24,234.30	
i	Total transfers to other state and local law enforcement agencies (complete Table C, page 3)	\$481,949.15	
j	Total spent on other law enforcement expenses (complete Table D, page 4)	\$1,033,447.98	
k	Total Expenditures in Support of Community-based Programs (complete Table E, page 4)		
l	Total Windfall Transfers to Other Government Agencies (complete Table F, page 5)		
m	Total spent on matching grants (complete Table G, page 5)		
n	Total	\$5,675,247.26	\$0.00
o	Did your agency receive non-cash assets? <input type="radio"/> Yes <input checked="" type="radio"/> No If yes, complete Table H, page 5.		

Please fill out the following tables, if applicable.

Table A: Members of Task Force
Agency Name

NCIC/ORI/Tracking Number

	<table border="1" style="width: 100%; height: 30px;"> <tr> <td style="width: 12.5%;"></td> </tr> </table>										

Table B: Equitable Sharing Funds Received from other Agencies

Total the amount transferred to each agency on separate lines

Transferring Agency Name, City, and State

Justice Funds

Treasury Funds

Agency Name: <u>L.A. Impact</u>	\$137,319.53	\$1,477.85									
NCIC/ORI/Tracking Number: <table border="1" style="display: inline-table; text-align: center;"><tr><td>C</td><td>A</td><td>0</td><td>1</td><td>9</td><td>2</td><td>K</td><td>0</td><td>X</td></tr></table>	C	A	0	1	9	2	K	0	X		
C	A	0	1	9	2	K	0	X			
Agency Name: <u>Ventura County</u>	\$6,000.00										
NCIC/ORI/Tracking Number: <table border="1" style="display: inline-table; text-align: center;"><tr><td>C</td><td>A</td><td>0</td><td>5</td><td>6</td><td>0</td><td>0</td><td>0</td><td>0</td></tr></table>	C	A	0	5	6	0	0	0	0		
C	A	0	5	6	0	0	0	0			
Agency Name: <u>Los Angeles County - District Attorney</u>		\$54,998.00									
NCIC/ORI/Tracking Number: <table border="1" style="display: inline-table; text-align: center;"><tr><td>C</td><td>A</td><td>0</td><td>1</td><td>9</td><td>1</td><td>5</td><td>3</td><td>A</td></tr></table>	C	A	0	1	9	1	5	3	A		
C	A	0	1	9	1	5	3	A			

Table C: Equitable Sharing Funds Transferred to Other Agencies

Total the amount transferred to each agency on separate lines

Receiving Agency Name, City, and State	Justice Funds	Treasury Funds
Agency Name: California Highway Patrol NCIC/ORI/Tracking Number: C A 0 3 4 9 9 6 5	\$9,616.66	
Agency Name: City of Compton NCIC/ORI/Tracking Number: C A 0 1 9 1 5 0 0	\$2,010.45	
Agency Name: Culver City NCIC/ORI/Tracking Number: C A 0 1 9 1 8 0 0	\$66,692.54	
Agency Name: City of Fontana NCIC/ORI/Tracking Number: C A 0 3 6 0 4 0 0	\$20,739.69	
Agency Name: Franchise Tax Board NCIC/ORI/Tracking Number: C A 0 3 4 0 2 5 Y	\$791.64	
Agency Name: City of Glendale NCIC/ORI/Tracking Number: C A 0 1 9 2 5 0 0	\$66,692.54	
Agency Name: City of Glendora NCIC/ORI/Tracking Number: C A 0 1 9 2 6 0 0	\$66,692.54	
Agency Name: City of Hawaiian Gardens NCIC/ORI/Tracking Number: C A E Q 0 1 9 3 0	\$10,064.84	
Agency Name: City of La Verne NCIC/ORI/Tracking Number: C A 0 1 9 3 8 0 0	\$66,692.54	
Agency Name: City of Paramount NCIC/ORI/Tracking Number: C A 0 1 9 5 2 0 0	\$24,587.58	
Agency Name: City of El. Monte NCIC/ORI/Tracking Number: C A 0 1 9 6 8 0 0	\$6,464.47	
Agency Name: City of Santa Clarita NCIC/ORI/Tracking Number: C A E Q 0 1 9 4 0	\$6,977.10	
Agency Name: State of California NCIC/ORI/Tracking Number: C A 0 3 4 9 4 9 6	\$68,505.22	
Agency Name: City of West Hollywood NCIC/ORI/Tracking Number: C A 0 1 9 0 0 0 9	\$402.97	
Agency Name: City of Lancaster NCIC/ORI/Tracking Number: C A E Q 0 1 9 2 0	\$30,106.53	

Receiving Agency Name, City, and State	Justice Funds	Treasury Funds
Agency Name: City of Lynnwood NCIC/ORI/Tracking Number: C A 0 1 9 4 3 0 0	\$25,842.96	
Agency Name: City of Norwalk NCIC/ORI/Tracking Number: C A 0 1 9 4 9 0 0	\$9,068.88	

Table D: Other Law Enforcement Expenses

Description of Expense	Justice Funds	Treasury Funds
Printers and Supplies	\$32,981.00	
Telephone Charges	\$118,838.77	
Automotive Maintenance & Materials	\$20,959.65	
Boat Maintenance & Supplies	\$107,947.87	
Police Bicycles	\$22,889.70	
Electronic Supplies & Parts	\$11,989.68	
DNA Laboratory Services	\$9,110.00	
Office Supplies-General	\$44,119.85	
Work Station Furniture, Accessories & Installation Fees	\$81,933.11	
ISD Purchasing & Telecommunications Services	\$40,102.29	
Police Dogs and Related Expenditures	\$79,885.02	
Vehicle Operating Leases	\$233,281.25	
Equipment & Supplies	\$96,859.21	
Tools & Enclosure Boxes	\$26,384.26	
Moving & Shipping Services	\$10,884.59	
Vehicles & Transportation Equipment	\$95,281.73	

Table E: Expenditures in Support of Community-based Programs

Refer to § VIII.A.1.m and Appendix C of the *Justice Guide*

Recipient	Justice Funds	

Table F: Windfall Transfers to Other Government Agencies

Refer to § VIII.A.1.n of the *Justice Guide* and pp. 25-26 of the *Treasury Guide*

Recipient	Justice Funds	Treasury Funds

Table G: Matching Grants

Refer to § VIII.A.1.h of the *Justice Guide* and p. 22 of the *Treasury Guide*

Matching Grant Name	Justice Funds	Treasury Funds

Table H: Other Non-Cash Assets Received

Source	Description of Asset
Justice <input type="radio"/> Treasury <input type="radio"/>	

Table I: Civil Rights Cases

Name of Case	Type of Discrimination Alleged			
Anderson vs. COLA	<input type="checkbox"/> Race	<input type="checkbox"/> Color	<input type="checkbox"/> National Origin	<input type="checkbox"/> Gender
	<input type="checkbox"/> Disability	<input type="checkbox"/> Age	<input checked="" type="checkbox"/> Other EMPLOYMENT	
Cooper vs. COLA	<input checked="" type="checkbox"/> Race	<input type="checkbox"/> Color	<input type="checkbox"/> National Origin	<input type="checkbox"/> Gender
	<input type="checkbox"/> Disability	<input type="checkbox"/> Age	<input type="checkbox"/> Other	
Gracia vs. COLA	<input type="checkbox"/> Race	<input type="checkbox"/> Color	<input type="checkbox"/> National Origin	<input type="checkbox"/> Gender
	<input type="checkbox"/> Disability	<input type="checkbox"/> Age	<input checked="" type="checkbox"/> Other Employ&Sexual	
Moffett vs. COLA	<input type="checkbox"/> Race	<input type="checkbox"/> Color	<input type="checkbox"/> National Origin	<input type="checkbox"/> Gender
	<input type="checkbox"/> Disability	<input type="checkbox"/> Age	<input checked="" type="checkbox"/> Other Employment	
Rash vs. COLA	<input type="checkbox"/> Race	<input type="checkbox"/> Color	<input type="checkbox"/> National Origin	<input type="checkbox"/> Gender
	<input type="checkbox"/> Disability	<input type="checkbox"/> Age	<input checked="" type="checkbox"/> Other Employment	

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Equitable Sharing Agreement

This Federal Equitable Sharing Agreement, entered into among (1) the Federal Government, (2) the above-stated law enforcement agency ("Agency"), and (3) the governing body, sets forth the requirements for participation in the federal equitable sharing program and the restrictions upon the use of federally forfeited cash, property, proceeds, and any interest earned thereon, which are equitably shared with participating law enforcement agencies. By its signatures, the Agency agrees that it will be bound by the statutes and guidelines that regulate shared assets and the following requirements for participation in the federal equitable sharing program. Receipt of the signed Equitable Sharing Agreement and Certification (this "Document") is a prerequisite to receiving any equitably shared cash, property, or proceeds.

1. Submission. This Document must be submitted to aca.submit@usdoj.gov within 60 days of the end of the Agency's fiscal year. This Document must be submitted electronically with the Affidavit/Signature page (page 8) submitted by fax. This will constitute submission to the Department of Justice and the Department of Treasury.

2. Signatories. This agreement must be signed by the head of the Agency and the head of the governing body. Examples of Agency heads include police chief, sheriff, director, commissioner, superintendent, administrator, chairperson, secretary, city attorney, county attorney, district attorney, prosecuting attorney, state attorney, commonwealth attorney, and attorney general. The governing body's head is the person who allocates funds or approves the budget for the Agency. Examples of governing body heads include city manager, mayor, city council chairperson, county executive, county council chairperson, director, secretary, administrator, commissioner, and governor.

3. Uses. Any shared asset shall be used for law enforcement purposes in accordance with the statutes and guidelines that govern the federal Equitable Sharing Program as set forth in the current edition of the Department of Justice's *Guide to Equitable Sharing for State and Local Law Enforcement (Justice Guide)*, and the Department of the Treasury's *Guide to Equitable Sharing for Foreign Countries and Federal, State, and Local Law Enforcement Agencies (Treasury Guide)*.

4. Transfers. Before the Agency transfers cash, property, or proceeds to other state or local law enforcement agencies, it must first verify with the Department of Justice or the Department of Treasury, depending on the source of the funds, that the receiving agency is a federal Equitable Sharing Program participant and has a current Equitable Sharing Agreement and Certification on file.

5. Internal Controls. The Agency agrees to account separately for federal equitable sharing funds received from the Department of Justice and the Department of the Treasury. Funds from state and local forfeitures and other sources must not be commingled with federal equitable sharing funds. The Agency shall establish a separate revenue account or accounting code for state, local, Department of Justice, and Department of the Treasury forfeiture funds. Interest income generated must be accounted for in the appropriate federal forfeiture fund account.

The Agency agrees that such accounting will be subject to the standard accounting requirements and practices employed for other public monies as supplemented by requirements set forth in the current edition of the *Justice Guide* and the *Treasury Guide*, including the requirement in the *Justice Guide* to maintain relevant documents and records for five years.

The misuse or misapplication of shared resources or the supplantation of existing resources with shared assets is prohibited. Failure to comply with any provision of this agreement shall subject the recipient agency to the sanctions stipulated in the current edition of the *Justice or Treasury Guides*, depending on the source of the funds/property.

6. Audit Report. Audits will be conducted as provided by the Single Audit Act Amendments of 1996 and OMB Circular A-133. The Department of Justice and Department of the Treasury reserve the right to conduct periodic random audits.

Affidavit - Existing Participant

Under penalty of perjury, the undersigned officials certify that **they have read and understand their obligations under the Equitable Sharing Agreement** and that the information submitted in conjunction with this Document is an accurate accounting of funds received and spent by the Agency under the *Justice* and/or *Treasury Guides* during the reporting period and that the recipient Agency is in compliance with the National Code of Professional Conduct for Asset Forfeiture.

The undersigned certify that the recipient Agency is in compliance with the nondiscrimination requirements of the following laws and their Department of Justice implementing regulations: Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d *et seq.*), Title IX of the Education Amendments of 1972 (20 U.S.C. § 1681 *et seq.*), Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. § 794), and the Age Discrimination Act of 1975 (42 U.S.C. § 6101 *et seq.*), which prohibit discrimination on the basis of race, color, national origin, disability, or age in any federally assisted program or activity, or on the basis of sex in any federally assisted education program or activity. The Agency agrees that it will comply with all federal statutes and regulations permitting federal investigators access to records and any other sources of information as may be necessary to determine compliance with civil rights and other applicable statutes and regulations.

During the past fiscal year: (1) has any court or administrative agency issued any finding, judgment, or determination that the Agency discriminated against any person or group in violation of any of the federal civil rights statutes listed above; or (2) has the Agency entered into any settlement agreement with respect to any complaint filed with a court or administrative agency alleging that the Agency discriminated against any person or group in violation of any of the federal civil rights statutes listed above? **Yes** **No**

If you answered yes to the above question, complete Table I

Agency Head

See ¶ 2 on page

Signature: _____



Name: Leroy D. Baca

Title: Sheriff

Date: 9/28/12

Governing Body Head

See ¶ 2 on page

Signature: _____

Name: Zev Yaroslavsky

Title: Chairman, Board of Supervisors

Date: _____

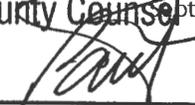
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FOR AGENCY USE ONLY Entered by _____ Entered on _____ <input type="radio"/> FY End: 06/30/2012 <input checked="" type="radio"/> NCIC: CA0190036 Agency: Los Angeles County Sheriff's Department <input type="radio"/> State: CA Contact: Glen Joe	 Date Printed: September 07, 2012 11:05 Phone: (202) 510-5205 E-mail: GCJoe@lasd.org	APPROVED AS TO FORM: JOHN F. KRATTLI County Counsel By  Deputy
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Summary of Shared Monies Spent		Justice Funds	Treasury Funds
a	Total spent on salaries for new, temporary, not-to-exceed one year employees Refer to § VIII.A.2.a.3 of the <i>Justice Guide</i>		
b	Total spent on overtime		
c	Total spent on informants, "buy money," and rewards		
d	Total spent on travel and training		
e	Total spent on communications and computers		
f	Total spent on weapons and protective gear		
g	Total spent on electronic surveillance equipment		
h	Total spent on buildings and improvements		
i	Total transfers to other state and local law enforcement agencies (complete Table C, page 3)		
j	Total spent on other law enforcement expenses (complete Table D, page 3)	\$61,106.90	
k	Total Expenditures in Support of Community-based Programs (complete Table E, page 3)		
l	Total Windfall Transfers to Other Government Agencies (complete Table F, page 3)		
m	Total spent on matching grants (complete Table G, page 3)		
n	Total	\$61,106.90	\$0.00
o	Did your agency receive non-cash assets? <input type="radio"/> Yes <input checked="" type="radio"/> No If yes, complete Table H, page 3.		

Please fill out the following tables, if applicable.

Table A: Members of Task Force
Agency Name

Agency Name	NCIC/ORI/Tracking Number									
Los Angeles Police Department	C	A	0	1	9	4	2	0	0	
Vernon Police Department	C	A	0	1	9	7	3	0	0	
Glendale Police Department	C	A	0	1	9	2	5	0	0	
California Highway Patrol	C	A	0	1	9	9	8	0	0	
Long Beach Police Department	C	A	0	1	9	4	1	0	0	
El Segundo Police Department	C	A	0	1	9	2	3	0	0	
El monte Police Department	C	A	0	1	9	2	2	0	0	

Table B: Equitable Sharing Funds Received from other Agencies

Total the amount transferred to each agency on separate lines

Transferring Agency Name, City, and State

Justice Funds

Treasury Funds

Transferring Agency Name, City, and State

Justice Funds

Treasury Funds

Agency Name: <input type="text"/>		
NCIC/ORI/Tracking Number: <input type="text"/>		

Table C: Equitable Sharing Funds Transferred to Other Agencies

Total the amount transferred to each agency on separate lines

Receiving Agency Name, City, and State

Justice Funds

Treasury Funds

Agency Name: <input type="text"/>		
NCIC/ORI/Tracking Number: <input type="text"/>		

Table D: Other Law Enforcement Expenses

Description of Expense

Justice Funds

Treasury Funds

Auctioned Vehicles & Brokers' fees	\$61,106.90	
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Table E: Expenditures in Support of Community-based Programs

Refer to § VIII.A.1.m and Appendix C of the *Justice Guide*

Recipient

Justice Funds

<input type="text"/>	<input type="text"/>	
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Table F: Windfall Transfers to Other Government Agencies

Refer to § VIII.A.1.n of the *Justice Guide* and pp. 25-26 of the *Treasury Guide*

Recipient

Justice Funds

Treasury Funds

<input type="text"/>	<input type="text"/>	<input type="text"/>
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Table G: Matching Grants

Refer to § VIII.A.1.h of the *Justice Guide* and p. 22 of the *Treasury Guide*

Matching Grant Name

Justice Funds

Treasury Funds

<input type="text"/>	<input type="text"/>	<input type="text"/>
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Table H: Other Non-Cash Assets Received

Source

Description of Asset

Justice <input type="radio"/>	<input type="text"/>
Treasury <input type="radio"/>	

Table I: Civil Rights Cases

Name of Case

Type of Discrimination Alleged

<input type="text"/>	<input type="checkbox"/> Race	<input type="checkbox"/> Color	<input type="checkbox"/> National Origin	<input type="checkbox"/> Gender
	<input type="checkbox"/> Disability	<input type="checkbox"/> Age	<input type="checkbox"/> Other	<input type="text"/>

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If you answered yes to the above question, complete Table I

Agency Head

See ¶ 2 on page

Signature: _____

Name: Leroy D. Baca

Title: Sheriff

Date: 9/28/12

Governing Body Head

See ¶ 2 on page

Signature: _____

Name: Zev Yaroslavsky

Title: Chairman, Board of Supervisors

Date: _____

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FOR AGENCY USE ONLY

Entered by _____

Entered on _____



Date Printed: September 07, 2012 11:02

FY End: 06/30/2012

NCIC: CA0190036 Agency: Los Angeles County Sheriff's Department

Phone: (323) 526-5205

State: CA Contact: Glen Joe

E-mail: GCJoe@lasd.org

APPROVED AS TO FORM:

JOHN F. KRATTLI
County Counsel

By _____

Deputy